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8 WILLIAM GUY,
9 Plaintiff,
10 v.
11 DR. SUII, et al.,
12 Defendants.

13 Case No. 23-cv-03202 BLF (PR)
14
15 **ORDER GRANTING MOTION TO
MODIFY CASE SCHEDULE;
VACATING DISPOSITIVE
MOTION DEADLINE; VACATING
HEARING**

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17 Plaintiff, a state inmate, filed a civil rights complaint under 42 U.S.C. § 1983
18 against Dr. Suii, his primary care provider at Salinas Valley State Prison (“SVSP”), S.
19 Sawyer (Chief Support Executive at SVSP), and S. Gates (Chief of Health Care
20 Correspondence and Appeals Branch of the California Correctional Health Care Service).
21 Dkt. No. 1. The Court found the complaint state cognizable claims and ordered service on
22 Defendants. Dkt. No. 8.

23
24 On April 10, 2024, Defendants filed a motion for terminating sanctions due to
25 Plaintiff’s failure to attend his properly noticed deposition under Federal Rules of Civil
26 Procedures 37(d) and 41(b). Dkt. No. 14. Plaintiff’s opposition to this motion is currently
27 pending. The hearing set for August 15, 2024 on this motion is **VACATED** as no hearing
28 shall be held unless the Court so orders. *See* Dkt. No. 8 at 4.

1 Defendants move to modify the dispositive motion deadline while their motion for
2 terminating sanctions is pending. Dkt. No. 15. The motion is **GRANTED** and the
3 dispositive motion deadline is **VACATED**. The Court will reset the deadline for
4 Defendants to file a dispositive motion if this matter survives Defendants' motion for
5 terminating sanctions.

6 This order terminates Docket No. 15.

7 **IT IS SO ORDERED.**

8 Dated: April 19, 2024



BETH LABSON FREEMAN
United States District Judge